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**ANNUAL REPORT**

**January 1, 1989 to December 31, 1989**

**Section 195 of the Criminal Code of Canada**

**(With 1988 and 1987 Reports Appended)**



Ministry of  
the Attorney  
General

Ministère  
du Procureur  
général

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## ANNUAL REPORT

January 1, 1989 to December 31, 1989

Section 195 of the Criminal Code of Canada

### INTRODUCTION

1. Pursuant to Section 195(5) of the Criminal Code, the following is a report prepared for the period January 1, 1989, to December 31, 1989, relating to Authorizations for which Agents specially designated in writing by the Attorney General of Ontario for the purposes of Section 185 of the Criminal Code have made Applications and the interceptions made thereunder.
2. As in previous years, the Attorney General did not designate any police officers for the purpose of making emergency Applications as the Province is adequately covered by senior Crown Law Officers of this Ministry who were so designated as Agents of the Attorney General. These Agents are generally County Crown Attorneys, their senior assistants, and senior Crown Counsel from this Ministry's Head Office.
3. All Applications in Ontario for Authorizations relating to offences under the Criminal Code, except offences relating to drug conspiracies or conspiracy to commit criminal offences which were prosecuted by the Federal Department of Justice, are handled by the designated Agents of the

Attorney General of Ontario.

4. Each Application is carefully screened by the designated Agent. This intensive screening, coupled with restrictions imposed by the legislation itself and the fact that the final decision rests in the hands of a Judge of a court of superior jurisdiction, ensures that this valuable investigative tool is not being abused.
5. The 50 Authorizations applied for and granted in 1989 is similar to the number for 1988. The ability to lawfully intercept private communications continues to be an important investigative technique in the constant fight against crime and in 1989, as in past years, many cases were prosecuted primarily on the basis of intercepted communications.
6. The total of 50 Authorizations for this year includes 9 separate instances in which additional subsequent Authorizations were granted in respect of an investigation for which in law a renewal of the first Authorization was not appropriate. In these instances, the statistical data flowing from such multiple Authorizations in an investigation has not been double counted. From a statistical point of view, any such multiple Authorizations relating to the same matter have been treated in the same manner as renewals



and this avoids the statistical distortion which would result if a multiplier factor was used in such circumstances.

YEAR	NUMBER OF AUTHORIZATIONS GRANTED
1979	202
1980	185
1981	149
1982	171
1983	155
1984	127
1985	132
1986	115
1987	82
1988	51
1989	50

INTERPRETATION NOTE

The statistical data for the additional or optional offences of conspiracy, attempts, accessory after the fact, and counselling is included in the list of offences set out in paragraph (i) at pages 6 to 9 below. Such inclusion properly accords with the reporting provisions in Section 195 and with the definition of "offence" in Section 183 of the Code. In order to avoid unnecessary repetition of those section numbers, which come into play in respect of such ancillary offences, they have been omitted from paragraph (i). For any necessary cross reference such section numbers are:

Conspiracy	- Section 465
Attempt Murder	- Section 239
Attempts - General	- Section 24
Accessory After Murder	- Section 240
Accessory After - General	- Section 23
Counselling Offence	- Section 22

**STATISTICS**

OVERVIEW:	50	Authorizations
	0	Renewal of Authorizations
	41	Investigations

(a)	(1)	The number of Applications made for Authorizations	...	50
	(2)	The number of Applications referred to in paragraph (a)(1) that were granted	...	50
	(3)	The number of Applications that were refused	...	0
(b)	(1)	The numbers of Applications made for renewal of Authorizations	...	0
	(2)	The number of Applications referred to in paragraph (b)(1) that were granted	...	0
	(3)	The number of such Applications that were refused	...	0
(c)		The number of Applications referred to in paragraphs (a) and (b) that were granted subject to terms and conditions	...	50



(d) The number of persons identified in an Authorization against whom proceedings were commenced at the instance of the Attorney General of Ontario in respect of:

- |     |                                                                                                                       |        |
|-----|-----------------------------------------------------------------------------------------------------------------------|--------|
| (1) | an offence specified in the Authorization                                                                             | ... 72 |
| (2) | an offence other than an offence specified in the Authorization but in respect of which an Authorization may be given | ... 11 |
| (3) | an offence in respect of which an Authorization may not be given                                                      | ... 15 |

(e) The number of persons not identified in an Authorization against whom proceedings were commenced at the instance of the Attorney General of Ontario in respect of:

- |     |                                                                                                                           |        |
|-----|---------------------------------------------------------------------------------------------------------------------------|--------|
| (1) | an offence specified in such an Authorization                                                                             | ... 28 |
| (2) | an offence other than an offence specified in such an authorization but in respect of which an Authorization may be given | ... 9  |
| (3) | an offence other than an offence specified in such an Authorization and for which no such Authorization may be given      | ... 32 |

and whose commission or alleged commission of the offence became known to a peace officer as a result of an interception of a private communication under an Authorization

(f) The average period for which Authorizations were given ... 60 days

(g) The number of Authorizations that by virtue of one or more renewals thereof were valid

(1)	for more than 60 days	...	0
(2)	for more than 120 days	...	0
(3)	for more than 180 days	...	0
(4)	for more than 240 days	...	0

(h) The number of notifications given pursuant to Section 196

... 174

(i) The offences in respect of which Authorizations were granted specifying the number of Authorizations given in respect of each such offence:

**Section of Criminal  
Code of Canada  
R.S.C. 1985, c. 46**

		<u>OFFENCE</u>	<u>NUMBER</u>
81	"	Using Explosives	2
		- conspiracy to	2
		- attempt	2
		- accessory after the fact	2
		- counselling	2
82	"	Possess Explosives	2
		- conspiracy to	2
		- attempt	2
		- accessory after the fact	2
		- counselling	2
139	"	Obstruct Justice	1
		- conspiracy to	1
		- attempt	1
		- accessory after the fact	1
		- counselling	1

Section of Criminal  
Code of Canada  
R.S.C. 1985, c. 46

		<u>OFFENCE</u>	<u>NUMBER</u>
144	"	<b>Prison Breach</b>	1
		- conspiracy to	1
		- attempt	1
		- accessory after the fact	1
		- counselling	1
201	"	<b>Keep Common Betting House</b>	2
		- conspiracy to	2
		- attempt	2
		- accessory after the fact	2
		- counselling	2
202	"	<b>Engage in Bookmaking</b>	5
		- conspiracy to	5
		- attempt	1
		- accessory after the fact	1
		- counselling	1
235	"	<b>Murder</b>	13
		- conspiracy to	11
		- attempt	6
		- accessory after the fact	9
		- counselling	7
267	"	<b>Assault with a Weapon</b>	1
268	"	<b>Aggravated Assault</b>	1
		- conspiracy to	1
		- attempt	1
		- accessory after the fact	1
		- counselling	1
273	"	<b>Aggravated Sexual Assault</b>	2
334	"	<b>Theft over</b>	5
		- conspiracy to	5
		- attempt	4
		- accessory after the fact	3
		- counselling	2

Section of Criminal  
Code of Canada  
R.S.C. 1985, c. 46

		<u>OFFENCE</u>	<u>NUMBER</u>
344	"	Robbery	4
		- conspiracy to	4
		- attempt	2
		- accessory after the fact	2
		- counselling	2
348	"	Break, Enter	5
		- conspiracy to	5
		- attempt	4
		- accessory after the fact	2
		- counselling	1
354	"	Possession of Property Obtained by Crime	7
		- conspiracy to	7
		- attempt	5
		- accessory after the fact	5
		- counselling	3
368	"	Uttering Forged Document	1
		- conspiracy to	1
		- attempt	1
		- accessory after the fact	1
		- counselling	1
380	"	Fraud	5
		- conspiracy to	5
		- attempt	4
		- accessory after the fact	2
		- counselling	2
382	"	Fraudulent Manipulation of Stock Exchange Transactions	1
		- conspiracy to	1
426	"	Secret Commission	1
		- conspiracy to	1
		- accessory after the fact	1
		- counselling	1



Section of Criminal  
Code of Canada  
R.S.C. 1985, c. 46

	<u>OFFENCE</u>	<u>NUMBER</u>
433	Arson	4
	- conspiracy to	4
	- attempt	3
	- accessory after the fact	3
	- counselling	3

(j) A description of all classes of places specified in the Authorization and the number of Authorizations in which each such class of place was specified:

Residences	...	50
Commercial Establishments	...	50
Other	...	44

(k) A general description of the methods of interception involved in each interception under an Authorization:

Telephone Device	...	142
Transmitting Device	...	45
Other	...	16

(l) The number of persons arrested whose identity became known to a peace officer as a result of an interception under an Authorization ... 54

(m)<sup>1</sup> The number of criminal proceedings commenced at the instance of the Attorney General of

<sup>1</sup> The data in paragraph (m) relates to the number of proceedings, etc., in 1988 on Authorizations in that year. The following updated statistics have been provided by the police in respect of proceedings concluded in 1989, which emanated from Authorizations granted in 1985, 1987 and 1988.

Year of Authorization	Number and Result of Court Proceedings
1985	3 proceedings resulting in 3 convictions
1987	2 proceedings resulting in 1 conviction
1988	9 proceedings resulting in 4 convictions

Ontario in which private communications obtained by interception under an Authorization were adduced in evidence and the number of such proceedings that resulted in a conviction:

- |     |                                                                                                                                                                                                                                                                                                                                                      |     |    |
|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|----|
| (1) | Number of criminal proceedings commenced at the instance of the Attorney General of Ontario in which private communications obtained by interception under an Authorization were adduced in evidence                                                                                                                                                 | ... | 30 |
| (2) | Number of such criminal proceedings that resulted in a conviction                                                                                                                                                                                                                                                                                    | ... | 24 |
|     |                                                                                                                                                                                                                                                                                                                                                      |     |    |
| (n) | The number of criminal investigations in which information obtained as a result of the interception of a private communication under an Authorization was used although the private communication was not adduced in evidence in criminal proceedings commenced at the instance of the Attorney General of Ontario as a result of the investigations | ... | 36 |
|     |                                                                                                                                                                                                                                                                                                                                                      |     |    |
| (o) | The number of prosecutions commenced against officers or servants of Her Majesty the Queen in right of Canada or members of the Canadian Forces for offences under Section 184 or 193 of the <u>Criminal Code of Canada</u>                                                                                                                          | ... | 0  |

  
DEPUTY ATTORNEY GENERAL



A N N U A L   R E P O R T

January 1, 1988 to December 31, 1988

Section 195 (formerly 178.22) Criminal Code



A N N U A L   R E P O R T

January 1, 1988 to December 31, 1988

Section 195 (formerly 178.22)<sup>1</sup> Criminal Code

INTRODUCTION

1. Pursuant to Section 195(5) [formerly 178.22(5)] of the Criminal Code, the following is a report prepared for the period January 1, 1988, to December 31, 1988, relating to authorizations for which Agents specially designated in writing by the Attorney General of Ontario for the purposes of Section 185 [formerly 178.12] of the Criminal Code have made applications and the inceptions made thereunder.
2. As in previous years, the Attorney General did not designate any police officers for the purpose of making emergency applications as the Province is adequately covered by senior

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<sup>1</sup> [Note re changes to Code section numbers]  
It is necessary to point out that the "new" Criminal Code, namely R.S.C. 1985, c-46, which was proclaimed in force on December 12, 1988, resulted inter alia in a re-numbering of most of the Code section numbers. This Report will use the numbering system contained in the new Code and to facilitate cross-reference will indicate the "old" or former section number immediately thereafter in brackets.

Crown Law Officers of this Ministry who were so designated as agents of the Attorney General. These agents are generally County Crown Attorneys or senior Crown Counsel from this Ministry's head office.

3. All applications in Ontario for authorizations relating to offences under the Criminal Code, except offences relating to drug conspiracies or conspiracy to commit criminal offences which were prosecuted by the Federal Department of Justice, are handled by the designated agents of the Attorney General of Ontario.
4. Each application is carefully screened by the designated agents. This intensive screening, coupled with restrictions imposed by the legislation itself and the fact that the final decision rests in the hands of a judge of a court of superior jurisdiction, ensures that this valuable investigative tool is not being abused.
5. The 51 authorizations applied for and granted in 1988 is substantially less than the 82 authorizations for 1987. There is therefore a continuing decline in the number of authorizations granted in the past ten years. The ability to lawfully intercept private communications continues to be an important investigative technique in the constant fight

against crime and in 1988 as in past years many cases were prosecuted primarily on the basis of intercepted communications.

6. The total of 51 authorizations for this year includes 10 separate instances in which a second authorization was granted in respect of an investigation for which in law a renewal of the first authorization was not appropriate. In these instances the statistical data flowing from such "twin" authorizations has not been double counted. From a statistical point of view any such multiple authorizations relating to the same matter have been treated in the same manner as renewals and this avoids the statistical distortion which would result if a multiplier factor was used in such circumstances.

YEAR	NUMBER OF AUTHORIZATIONS GRANTED
1978	237
1979	202
1980	185
1981	149
1982	171
1983	155
1984	127
1985	132
1986	115
1987	82
1988	51



INTERPRETATION NOTE

The statistical data for the additional or optional offences of conspiracy, attempts, accessory after the fact, and counselling is included in the list of offences set out in paragraph (i) below. Such inclusion properly accords with the reporting provisions in Section 195 [formerly 178.22] and with the definition of "offence" in Section 183 [formerly 178.1] of the Code. In order to avoid unnecessary repetition of those section numbers, which come into play in respect of such ancillary offences, they have been omitted from paragraph (i). For any necessary cross reference such section numbers are:

Conspiracy	- Section 465 [formerly s. 423]
Attempt Murder	- Section 239 [formerly s. 222]
Attempts - General	- Section 24 [formerly s. 24]
Accessory After Murder	- Section 240 [formerly s. 223]
Accessory After - General	- Section 23 [formerly s. 23]
Counselling offence	- Section 22 [formerly s. 22]

STATISTICS

OVERVIEW:	051	Authorizations
	001	Renewal of Authorization
	41	Investigations



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(a)	(1)	The number of applications made for authorizations	...	051
	(2)	The number of applications referred to in paragraph (a)(1) that were granted	...	051
	(3)	The number of applications that were refused	...	000
(b)	(1)	The number of applications made for renewal of authorizations	...	001
	(2)	The number of applications referred to in paragraph (b)(1) that were granted	...	001
	(3)	The number of such applications that were refused	...	000
(c)		The number of applications referred to in paragraphs (a) and (b) that were granted subject to terms and conditions	...	051
(d)		The number of persons identified in an authorization against whom proceedings were commenced at the instance of the Attorney General of Ontario in respect of:		
	(1)	an offence specified in the authorization	...	062
	(2)	an offence other than an offence specified in the authorization but in respect of which an authorization may be given	...	007
	(3)	an offence in respect of which an authorization may not be given	...	003
(e)		The number of persons <u>not</u> identified in an authorization against whom proceedings were commenced at the instance of the Attorney General of Ontario in respect of		

## Annual Report 1988

6.

(1)	an offence specified in such an authorization	... 027
(2)	an offence other than an offence specified in such an authorization but in respect of which an authorization may be given	... 012
(3)	an offence other than an offence specified in such an authorization and for which no such authorization may be given	... 009
	and whose commission or alleged commission of the offence became known to a peace officer as a result of an interception of a private communication under an authorization	
(f)	The average period for which authorizations were given and for which renewals thereof were granted	... 60 days
(g)	The number of authorizations that by virtue of one or more renewals thereof were valid	
(1)	for more than 60 days	... 001
(2)	for more than 120 days	... 000
(3)	for more than 180 days	... 000
(4)	for more than 240 days	... 000
(h)	The number of notifications given pursuant to Section 196 [formerly s. 178.23]	... 109
(i)	The offences in respect of which authorizations were granted specifying the number of authorizations given in respect of each such offence:	

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SECTION OF  
CRIMINAL CODE OF  
CANADA

## OFFENCE

## NUMBER

"New" Code  
R.S.C.1985"Old" Code  
R.S.C. 1970

77	[76.2]	Endanger aircraft	1
		- Conspiracy to	1
78	[76.3]	Take explosive substance on aircraft	1
		- Conspiracy to	1
80	[78]	Breach of duty re explosives	1
		- Conspiracy to	1
81	[79]	Cause injury with explosives	1
		- Conspiracy to	1
81	[79]	Cause an explosion	1
		- Conspiracy to	1
81	[79]	Send or deliver explosive substance	1
		- Conspiracy to	1
90	[88]	Possession of Prohibited Weapon	1
		- Conspiracy to	1
		- Attempt	1
		- Accessory after the fact	1
		- Counselling	1
139	[127]	Obstruct Justice	
		- Conspiracy to	1
		- Attempt	1
		- Accessory after the fact	1
144	[132]	Prison Breach	1
		- Conspiracy to	1
		- Attempt	2
		- Accessory after the fact	1
201	[185]	Keep Common Betting House	2
		- Conspiracy to	2
		- Attempt	2
		- Accessory after the fact	2
		- Counselling	2

SECTION OF  
CRIMINAL CODE OF  
CANADA

## OFFENCE

## NUMBER

"New" Code  
R.S.C.1985

"Old" Code  
R.S.C. 1970

202	[186]	Engage in Bookmaking	5
		- Conspiracy to	5
		- Attempt	2
		- Accessory after the fact	2
		- Counselling	2
235	[218]	Murder	22
		- Conspiracy to	17
		- Attempt	14
		- Accessory after the fact	16
		- Counselling	14
268	[245.2]	Aggravated Assault	1
334	[294]	Theft Over	3
		- Conspiracy to	3
		- Attempt	3
		- Accessory after the fact	1
		- Counselling	1
344	[303]	Robbery	5
		- Conspiracy to	6
		- Attempt	5
		- Accessory after the fact	5
		- Counselling	5
346	[305]	Extortion	1
		- Conspiracy to	1
347	[305.1]	Criminal Interest Rate	1
		- Conspiracy to	1
348	[306]	Break, Enter	3
		- Conspiracy to	3
		- Attempt	2
		- Accessory after the fact	1
		- Counselling	1



SECTION OF  
CRIMINAL CODE OF  
CANADA

## OFFENCE

## NUMBER

"New" Code      "Old" Code  
R.S.C. 1985    R.S.C. 1970

354	[312]	Possession of property Obtained by Crime	1
		- Conspiracy to	1
		- Attempt	1
		- Accessory after the fact	1
		- Counselling	1
380	[338]	Fraud	1
		- Conspiracy to	1
		- Attempt	1
		- Accessory after the fact	1
		- Counselling	1

(j) A description of all classes of places specified  
in the authorization and the number of  
authorizations in which each such class of  
place was specified:

Residences	...	051
Commercial Establishments	...	051
Other	...	051

(k) A general description of the methods of  
interception involved in each interception  
under an authorization:

Telephone Device	...	136
Transmitting Device	...	034
Other	...	022

(l) The number of persons arrested whose identity  
became known to a peace officer as a result  
of an interception under an authorization ... 047

- (m)<sup>2</sup> The number of criminal proceedings commenced at the instance of the Attorney General of Ontario in which private communications obtained by interception under an authorization were adduced in evidence and the number of such proceedings that resulted in a conviction:
- (1) Number of criminal proceedings commenced at the instance of the Attorney General of Ontario in which private communications obtained by interception under an authorization were adduced in evidence ... 023
- (2) Number of such criminal proceedings that resulted in a conviction ... 019
- (n) The number of criminal investigations in which information obtained as a result of the interception of a private communication under an authorization was used although the private communication was not adduced in evidence in criminal proceedings commenced at the instance of the Attorney General of Ontario as a result of the investigations. ... 017
- (o) The number of prosecutions commenced against officers or servants of Her Majesty the Queen in right of Canada or members of the Canadian Forces for offences under Section 184 or 193 [formerly 178.11 and 178.2]. ... 000

<sup>2</sup> The data in paragraph (m) relates to the number of proceedings etc., in 1988 on authorizations in that year. The following updated statistics have been provided by the police in respect of proceedings concluded in 1988 which emanated from authorizations granted in 1985, 1986 and 1987.

Year of Authorization	Number and Result of Court Proceedings
1985	22 proceedings resulting in a total of 11 convictions
1986	6 proceedings resulting in a total of 4 convictions
1987	2 proceedings resulting in 2 convictions



ANNUAL REPORT  
JANUARY 1ST 1987 TO DECEMBER 31ST 1987  
SECTION 178.22 CRIMINAL CODE

Appendix "B"

INTRODUCTION

Pursuant to Section 178.22 of the Criminal Code of Canada, the following is a report prepared for the period January 1st, 1987 to December 31st, 1987, relating to the authorizations for which Agents specially designated in writing by the Attorney General of Ontario for the purposes of Section 178.12 of the Criminal Code have made applications and the interceptions made thereunder.

As in previous years, the Attorney General for Ontario did not designate any police officers for the purpose of making emergency applications as the Province is adequately covered by senior Crown Law officers designated as agents. Therefore, all applications for authorizations were made by senior Crown Law officers who were designated by the Attorney General for Ontario for the purpose pursuant to Section 178.12.

All applications for authorizations relating to offences under the Criminal Code, except those charges relating to conspiracy to deal in narcotic drugs, or conspiracy to commit other offences which are currently being prosecuted by the Federal Department of Justice, are handled by my agents, being either the Crown Attorney in a particular County or senior lawyers within the head office of my own Ministry.

Each application is carefully screened and, in my view, the relatively few authorizations which have been obtained throughout 1987, coupled with the obvious high number of charges which have resulted therefrom, indicate that careful consideration and good judgment is being used by my agents and by police throughout Ontario. The restrictions by the legislation itself, with intense screening at the police and Crown Attorney levels, and, the final decision resting in the hands of a judge, of a court of superior jurisdiction, ensure that this valuable investigative tool is not being abused.

The ability to lawfully intercept private communications has continued to be one of the most important investigative techniques available to law enforcement officers. In 1987, as in years past, there have been a number of cases which have been successfully prosecuted primarily on the basis of intercepted communications. In many instances were it not for the capability to lawfully intercept private communications, these offences would not have been brought to the attention of law enforcement agencies.

Since the high number of authorizations reached in 1978 there has generally been a trend toward the reduction of the number of authorizations applied for and granted. In 1987 fewer authorizations were granted than in any of the past 10 years, with a 28% reduction from the number granted in 1986.<sup>4</sup> Electronic interception of private communications remains a rarely used investigative procedure.

YEAR	NUMBER OF AUTHORIZATIONS GRANTED
1978	237
1979	202
1980	185
1981	149
1982	171
1983	155
1984	127
1985	132
1986	115
1987	82

INTERPRETATION NOTES

The following comments on the statistical section of the report are in large measure a repeat of comments of other years. They are repeated for the sake of completeness and because they are still applicable.

1. No applications for an authorization were reported as refused by the Courts this year. This is due to the very stringent screening by senior police officers and Agents designated by the Attorney General before an application is made to the judge. The majority of other provinces also report no refusals.



2. All authorizations are granted subject to certain terms and conditions, and therefore the number of applications made subject to terms and conditions is the same as the number of applications granted.
3. The number of notifications, informing the person that he has been the subject of an interception, is not necessarily the same as the total number of persons listed under sections (d) and (e) of the statistical material. The same person may be listed under all three subsections of sections (d) and (e) where an authorization contains multiple offences.
4. Where authorizations were obtained which were in effect "renewals" and were related to the same persons and the same investigation, duplicate figures were not reported as this would give a distorted statistical view. For example, if four authorizations were related to the same investigation and the same four persons were named in each authorization and, for example, if four convictions were obtained, these were not reported as 16 persons and 16 convictions, but rather as four persons and four convictions.

OVERVIEW: 082 Authorizations  
000 Renewal of an Authorization  
070 Investigations

(a) (i)	The number of applications made for authorizations	..... 082
(ii)	The number of applications referred in paragraph (a) (i) that were granted	..... 082
(iii)	The number of such applications that were refused	..... 000
(b) (i)	The number of applications made for renewal of authorizations	..... 000
(ii)	The number of applications referred to in paragraph (b) (i) that were granted	..... 000
(iii)	The number of such applications that were refused	..... 000
(c)	The number of applications referred to in paragraphs (a) and (b) that were granted subject to terms and conditions	..... 082
(d)	The number of persons identified in an authorization against whom proceedings were commenced at the instance of the Attorney General of Ontario in respect of:	
(i)	an offence specified in the authorization	..... 205
(ii)	an offence other than an offence specified in the authorization but in respect of which an authorization may be given	..... 009
(iii)	an offence in respect of which an authorization may not be given	..... 009

(e)	The number of persons not identified in an authorization against whom proceedings were commenced at the instance of the Attorney General of Ontario in respect of		
	(i) an offence specified in such an authorization	.....	027
	(ii) an offence other than an offence specified in such an authorization but in respect of which an authorization may be given	.....	013
	(iii) an offence other than an offence specified in such an authorization and for which no such authorization may be given and whose commission or alleged commission of the offence became known to a peace officer as a result of an interception of a private communication under an authorization	.....	020
(f)	The average period for which authorizations were given and for which renewals thereof were granted	.....	60 days
(g)	The number of authorizations that by virtue of one or more renewals thereof were valid		
	(i) for more than 60 days	.....	000
	(ii) for more than 120 days	.....	000
	(iii) for more than 180 days	.....	000
	(iv) for more than 240 days	.....	000
(g.1)	The number of notifications given pursuant to Section 178.23	.....	266
(h)	The offences in respect of which authorizations were given, specifying the number of authorizations given in respect of each such offence.		



SECTION OF  
CRIMINAL CODE  
OF CANADA

OFFENCE

NUMBER

76	Hijacking Conspiracy to	.....	000
79	Cause Injury With Intent Conspiracy to	.....	001
		.....	001
80	Possess Explosives Conspiracy to	.....	001
		.....	001
83	Use of Firearms...Commission of Indictable offence Conspiracy to	.....	000
84	Point Firearm Conspiracy to	.....	000
88	Possess Prohibited Weapon Conspiracy to	.....	001
		.....	001
109	Bribery of Officers Conspiracy to	.....	003
		.....	003
111	Government Official Fraud in Relation to Duties Conspiracy to	.....	001
		.....	000
121	Perjury Conspiracy to	.....	001
			000
127	Obstruct Justice Conspiracy to	.....	001
132	Prison Breach Conspiracy to	.....	000
133	Escape Custody Conspiracy to	.....	002
		.....	000
159	Possess Obscene Matter Conspiracy to	.....	000
178	Unlawful Intercept of Private Communications Conspiracy to	.....	001
		.....	000
185	Keep Common Gaming or Betting House Conspiracy to	.....	006
		.....	004
186	Betting, Poolselling, Bookmaking Conspiracy to	.....	010
		.....	004

195	Procuring	.....	009
	Conspiracy to	.....	004
218	Murder	.....	028
	Conspiracy to	.....	010
222	Attempt Murder	.....	002
	Conspiracy to	.....	000
223	Accessory to Murder	.....	005
	Conspiracy to	.....	000
243	Utter Threats	.....	001
	Conspiracy to	.....	000
245	Common Assault Causing Bodily Harm	.....	002
	Conspiracy to	.....	000
247	Kidnapping		
	Conspiracy to	.....	000
294	Theft Over	.....	006
	Conspiracy to	.....	003
303	Robbery	.....	006
	Conspiracy to	.....	003
305	Extortion	.....	003
	Conspiracy to	.....	001
306	Break, Enter	.....	004
	Conspiracy to	.....	002
309	Possess Housebreaking Instruments		
	Conspiracy to	.....	000
312	Possession of Property Obtained by Crime	.....	011
	Conspiracy to	.....	006
314	Theft from Mail		
	Conspiracy to	.....	000
325	Forgery		
	Conspiracy to	.....	000
326	Utter Forged Documents	.....	003
	Conspiracy to	.....	000
338	Fraud	.....	005
	Conspiracy to	.....	000
389	Arson	.....	003
	Conspiracy to	.....	002
408	Possession of Counterfeit Money		
	Conspiracy to	.....	000

(i)	A description of all classes of places specified in the authorization and the number of authorizations in which each such class of place was specified:		
	Residences	.....	189
	Commercial Establishments	.....	056
	Other	.....	132
(j)	A general description of the methods of interception involved in each interception under an authorization:		
	Telephone Device	.....	324
	Transmitting Device (microphone)	.....	057
	Other	.....	010
(k)	The number of persons arrested whose identity became known to a peace officer as a result of an interception under an authorization	.....	164
(l)*	The number of criminal proceedings commenced at the instance of the Attorney General of Ontario in which private communications obtained by interception under an authorization were adduced in evidence and the number of such proceedings that resulted in a conviction:		
	(i) Number of criminal proceedings commenced at the instance of the Attorney General of Ontario in which private communications obtained by interception under an authorization were adduced in evidence	.....	026
	(ii) Number of such proceedings that resulted in a conviction	.....	025



(m)	The number of criminal investigations in which information obtained as a result of the interception of a private communication under an authorization was used although the private communication was not adduced in evidence in criminal proceedings commenced at the instance of the Attorney General of Ontario as a result of the investigation.	
(i)	Information Used But not Adduced	..... 011
(ii)	Resultant Convictions	..... 006
(n)	The number of prosecutions commenced against officers or servants of Her Majesty the Queen in Right of Canada or members of the Canadian Forces for offences under Seciton 178.11 or Section 178.2.	..... 000

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1. Of 82 authorizations granted in 1987, at least 21 were inter-related in the sense that these 21 related to 9 investigations only. Accordingly, there were 70 investigations for which authorizations were sought. As I noted in previous Reports, judicial interpretation of the relevant statutory provisions now preclude certain variations that previously would have been permitted in an application for a renewal of an authorization. Accordingly, certain of the applications for authorizations referred to immediately above might, prior to this judicial interpretation, have been treated as renewals as opposed to new authorizations. This is a significant fact to bear in mind when considering these statistics.

2. Of the 21 proceedings in which convictions were registered, 99 persons were convicted of one or more criminal offences. A number of other proceedings are before the courts. The disposition of these charges will be updated in the 1988 report.

3. Update statistics have been provided by police forces on proceedings which were previously reported as before the courts.

YEAR OF AUTHORIZATION	RESULT OF COURT PROCEEDINGS
1985	10 proceedings resulting in a total of 31 persons convicted of one or more offences.
1986	6 proceedings resulting in a total of 37 persons convicted of one or more offences.







